

**Rule 359. Telephone and Interactive Video****Rule 359.01 Telephone and Interactive Video Permitted**

A child support magistrate may on the magistrate's own initiative conduct a hearing by telephone or, where available, interactive video. Any party may make a written or oral request to the court administrator or the court administrator's designee to appear at a scheduled hearing by telephone or, where available, interactive video. In the event the request is for interactive video, the request shall be made at least five (5) days before the date of the scheduled hearing. A child support magistrate may deny any request to appear at a hearing by telephone or interactive video.

***Advisory Committee Comment***

*The Advisory Committee encourages the use of telephone and, where available, interactive video, to conduct proceedings in the expedited process.*

**Rule 359.02 Procedure**

The court administrator or court administrator's designee shall arrange for any telephone or interactive video hearing approved by the child support magistrate. When conducting a proceeding by telephone or interactive video and a party or witness resides out of state, the child support magistrate shall ensure that the requirements of Minnesota Statutes 2000, section 518C.316, are met. The child support magistrate shall make adequate provision for a record of any proceeding conducted by telephone or interactive video. No recording may be made of any proceeding conducted by telephone or interactive video, except the recording made as the official court record.

**Rule 359.03 In-Court Appearance Not Precluded**

Rule 359.01 does not preclude any party or the county attorney from being present in person before the child support magistrate at any motion or hearing.